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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Patent Application of:

Inventor(s) : Pedlow, Jr., et al.
Filed : 3/8/2004
Application No. : 10/795,929
Confirmation No. : 1819
Group Art Unit : 2136
Examiner : Johnson, Carlton
Docket Number : SNY-T5718.02
Title : Default Encryption and Decryption

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

CERTIFICATE OF MAILING / FAX TRANSMISSION / ELECTRONIC TRANSMISSION
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Applicant, Assignee or Reg. Representative: Jerry A. Miller, Reg. No. 30779

Signature: /Jerry A. Miller 30779/ Date: 2/9/2009

INTERVIEW SUMMARY AND REQUEST FOR CORRECTED OFFICE ACTION

Sir:

The undersigned on Feb. 3, 2009 attempted to contact Examiner Johnson regarding the outstanding Office Action and left a message for him. The outstanding Office Action includes an explanation of reasons for disagreement with Applicant's position that appears to end mid-sentence at the top of page 4. Due to the short time remaining upon discovery of this error, the undersigned wished to ask for clarification from Examiner Johnson, or to have the Office Action re-sent in corrected form and a new period for response started.

Having received no response to the message, a second message was left on Feb. 5, 2009

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followed by a call to the Examiner's supervisor Nasser Moazzami. The undersigned reached Examiner Moazzami and was assured that Examiner Johnson would call. As of the afternoon of Feb. 9, 2009, no returned telephone call has been received.

In order to fully understand the Office's position, the undersigned hereby earnestly solicits a new Office Action with a new period for response in which the explanation initiated by the Examiner is completed. Without such explanation, it is submitted that the Office Action is incomplete under MPEP 2106 (II) which essentially requires that an Office Action provide a complete explanation for the reasons for rejection. In view of the abrupt termination of the sentence at the top of page 4, Applicants respectfully submit that the Office Action is incomplete since Applicants do not have the full benefit of the Examiner's reasoning for disagreement with Applicants' position. In addition, the undersigned is now left with an inadequate amount of time to consult with Applicants' and their in-house Counsel in order to determine an appropriate response prior to the expiration of the shortened three month period for response.

Respectfully submitted,

/Jerry A. Miller 30779/

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Dated: Feb. 9, 2009

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